



13 SEP 2006

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION  
INTELLECTUAL PROPERTY & STANDARDS  
1109 MCKAY DRIVE, M/S-41SJ  
SAN JOSE CA 95131

In re Application of	:	NOTIFICATION
SCHOLL	:	
Application No.: 10/564,699	:	
PCT No.: PCT/IB2004/051132	:	
Int. Filing Date: 06 July 2004	:	
Priority Date: 18 July 2003	:	
Attorney Docket No.: DE03 0225 US	:	
For: METHOD OF CONTROLLING A	:	
DIALOGING PROCESS	:	

This application is before the Office of PCT Legal Administration for consideration of matter arising under 35 U.S.C. 371.

#### **BACKGROUND**

On 06 July 2004, applicant filed international application PCT/IB2004/051132, which designated the United States and claimed a priority date of 18 July 2003. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 27 January 2005. The thirty-month period for paying the basic national fee in the United States expired at midnight on 18 January 2006.

On 13 January 2006, applicants filed a transmittal letter for entry in to the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and a declaration of the inventor.

#### **DISCUSSION**

The declaration filed 13 January 2006 does not comply with 37 CFR 1.497(a)-(b) since it executes the wrong application and identifies a different inventor than the one indicated above. The declaration executes international application number PCT/IB2004/050918 rather than PCT/IB2004/051132 and identifies Michael Hinz as the inventor rather than Holger Scholl.

#### **CONCLUSION**

Applicants are required to file a declaration in compliance with 37 CFR 1.497(a)-(b) within TWO (2) MONTHS from the date of mailing of this decision. Extensions of time may be

obtained under 37 CFR 1.136(a). Failure to timely file a proper reply will result in abandonment of the application.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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